

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

-against-

MICHAEL W. CROW, et al.,

Defendants.

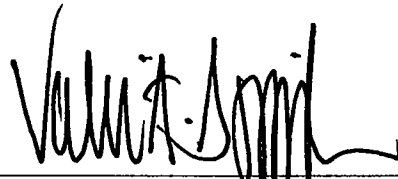
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NOTICE OF MOTION

PLEASE TAKE NOTICE that, upon the attached Memorandum of Law In Support of Plaintiff's Motion *In Limine* to Preclude Defendants' Expert's Testimony, dated August 4, 2008, and the exhibits thereto, and upon the entire record in this matter and all prior proceedings herein, plaintiff Securities and Exchange Commission will move before this Court for an order precluding trial testimony by J. Richard Tucker, an expert witness proposed by defendants Michael W. Crow and Duncan Capital Group LLC.

PLEASE TAKE FURTHER NOTICE that, pursuant to section 3.E.ii of the Individual Practices of Judge McMahon, responses are due in five days.

Dated: New York, NY
August 4, 2008



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CERTIFICATE OF SERVICE

The undersigned hereby certifies that, on the 4th day of August, 2008, copies of the above and foregoing was served on Defendants by sending a copy by Federal Express Overnight delivery to:

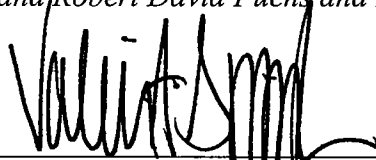
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